

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
v. ) 2:12-CR-186-APG-(CWH)  
 )  
JONTUE MACK, )  
 )  
Defendant. )

**PRELIMINARY ORDER OF FORFEITURE**

This Court finds that on September 22, 2014, defendant JONTUE MACK pled guilty to Count One of a One-Count Criminal Indictment charging him with Felon in Possession of a Firearm in violation of Title 18, United States Code, Section 922(g)(1). Criminal Indictment, ECF No. 1; Change of Plea, ECF No. 76.

This Court finds defendant JONTUE MACK agreed to the forfeiture of the property set forth in the Forfeiture Allegation of the Criminal Indictment. Criminal Indictment, ECF No. 1; Change of Plea, ECF No. 76.

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America has shown the requisite nexus between property set forth in the Forfeiture Allegation of the Criminal Indictment and the offense to which defendant JONTUE MACK pled guilty.

The following assets are subject to forfeiture pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c):

...

- 1           1. a Beretta .380 caliber handgun bearing serial number F41519Y; and
- 2           2. any and all ammunition
- 3 (all of which constitutes “property”).

4           This Court finds the United States of America is now entitled to, and should, reduce the  
5           aforementioned property to the possession of the United States of America.

6           NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the  
7           United States of America should seize the aforementioned property.

8           IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of  
9           JONTUE MACK in the aforementioned property is forfeited and is vested in the United States of  
10          America and shall be safely held by the United States of America until further order of the Court.

11          IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America  
12          shall publish for at least thirty (30) consecutive days on the official internet government forfeiture  
13          website, [www.forfeiture.gov](http://www.forfeiture.gov), notice of this Order, which shall describe the forfeited property, state the  
14          time under the applicable statute when a petition contesting the forfeiture must be filed, and state the  
15          name and contact information for the government attorney to be served with the petition, pursuant to  
16          Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

17          IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual or entity  
18          who claims an interest in the aforementioned property must file a petition for a hearing to adjudicate  
19          the validity of the petitioner’s alleged interest in the property, which petition shall be signed by the  
20          petitioner under penalty of perjury pursuant to Title 21, United States Code, Section 853(n)(3) and  
21          Title 28, United States Code, Section 1746, and shall set forth the nature and extent of the petitioner’s  
22          right, title, or interest in the forfeited property and any additional facts supporting the petitioner’s  
23          petition and the relief sought.

24          IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed  
25          with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101, no later than  
26          thirty (30) days after the notice is sent or, if direct notice was not sent, no later than sixty (60) days


1 after the first day of the publication on the official internet government forfeiture site,  
2 www.forfeiture.gov.

3 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,  
4 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the  
5 following address at the time of filing:

6 Michael A. Humphreys  
7 Assistant United States Attorney  
8 Daniel D. Hollingsworth  
9 Assistant United States Attorney  
Lloyd D. George United States Courthouse  
333 Las Vegas Boulevard South, Suite 5000  
Las Vegas, Nevada 89101.

10 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein  
11 need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency  
12 following publication of notice of seizure and intent to administratively forfeit the above-described  
13 property.

14 DATED this 6th day of February, 2015.

15  
16  
17   
18 \_\_\_\_\_  
UNITED STATES DISTRICT JUDGE

**PROOF OF SERVICE**

I, Mary Stolz, Forfeiture Support Associates Paralegal, certify that the following individual was served with a copy of the Preliminary Order of Forfeiture on February 5, 2015, by the below identified method of service:

Electronic Filing

Todd M. Leventhal  
Leventhal and Associates  
626 South Third Street  
Las Vegas, NV 89101  
todlev@yahoo.com  
Counsel for Jontue Mack

/s/ Mary Stolz  
Mary Stolz  
Forfeiture Support Associates Paralegal